

BY ECFS

Marlene H. Dortch  
Office of the Secretary  
Federal Communication Commission  
445 12<sup>th</sup> Street, SW  
Suite CY-B402  
Washington, DC 20554

Re: Certification of CPNI Filing: EB Docket No. 06-36

Dear Ms. Dortch:

Encompass Communications, LLC, hereby submits its CPNI compliance certificate and accompanying statement in accordance with Section 64.2009(e) of the Commission's Rules.

Please direct any questions regarding this submission to the undersigned.

Best Regards,

Larry A. Luna  
President  
Encompass Communications, LLC  
Phone: 903-323-4550  
E-mail: [lluna@ecllc.com](mailto:lluna@ecllc.com)

Enclosures

cc: Federal Communications Commission, Enforcement Bureau, Telecommunications Consumers Division, 445 12<sup>th</sup> Street, SW, Washington, DC 20554. (via U.S. Mail)

Best Copy and Printing, Inc., [FCC@BCPIWEB.COM](mailto:FCC@BCPIWEB.COM) (via e-mail)

**Annual 47 C.F.R. §64.2009(e) CPNI Certification  
For 2010**

Name of Company Covered by this Certification: Encompass Communications, LLC

Form 499 Filer ID: 826612

Name of Signatory: Larry A. Luna

Title of Signatory: President

I, Larry A. Luna, certify that I am an officer of the company named above and acting as an agent of the above-named company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See 47 C.F.R. §64.2001 et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission) against data brokers in the past year. The company has no information to report with respect to the processes pretexters are using to attempt to access CPNI.

The company has not received any customer complaints in the past year concerning the unauthorized use of CPNI.

Signed: \_\_\_\_\_

Larry A. Luna

Date: February 19, 2010

## STATEMENT OF COMPLIANCE MEASURES

Set forth below is a statement summarizing the Company's policies and procedures which ensure adequate compliance with the FCC's CPNI regulations. *See 47 C.F.R. §64.2001 et seq.*

The Company provides telecommunications services exclusively on a prepaid basis. As a prepaid services provider, the Company does not have access to CPNI. Prepaid services customers do not "subscribe" to the services of the Company in the same manner as customers of non-prepaid service providers; rather, these customers decide for themselves if they will use the Company's services. These customers do not receive bills from the Company and the Company does not have information concerning the quantity, technical configuration, type, destination, location, or amount of use of telecommunications services which can be associated with any individual customer. Indeed, because the Company's prepaid services may lawfully be utilized by any authorized user of the purchaser, the Company has no means of identifying the particular individual which has placed any particular call.

Nevertheless, the Company has adopted a confidentiality policy that addresses proper handling, use and storage of CPNI and, furthermore, the Company has distributed a CPNI compliance policy to all of its employees. The Company does not release or distribute CPNI to unauthorized individuals; neither does the Company use CPNI in violation of Section 64.2001 *et seq.* of the FCC's Rules.

To the extent Call Detail Records (CDRs) exist, they are not associated with any individually identifiable customer and do not constitute CPNI. To the extent that such CDR information exists in paper, removable magnetic or optical form, it is maintained by the Company in a secure location which is not accessible by employees of the Company without going through the Company's established security procedures. When such information is maintained on a computer, the computer and/or the individual file is password protected.

As noted above, the Company does not maintain CPNI in any manner which would give rise to the unauthorized disclosure of confidential information. Even in cases dealing with the limited information which is necessary to facilitate customer purchases of prepaid telecommunications services, the Company takes steps prior to providing any requested information to assure itself that the individual making the request is authorized to obtain it.

Moreover, any call detail information obtained by Encompass is not made available to end-user customers or third parties over the telephone, online, or in retail stores. However, such information may be disclosed: (a) in response to a proper subpoena, court order or other judicial process; or (b) to the transmitting or receiving carriers for billing relating purposes.

Encompass did not have any breach of its call detail records during 2009. Because Encompass does not have any presubscribed customers, and does not know the identity of end users whose traffic is routed through Encompass, it cannot notify those end user customers directly if a breach occurs. However, Encompass has processes in place to maintain record of any security breaches and to notify affected carriers and law enforcement of such breaches.